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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,) Case No. CR 04-0019 MCE
12)
13 Plaintiff,) STIPULATION AND ORDER
14 vs.)
15)
16 RODNEY BUTLER,)
17 Defendant.)
18

19 IT IS HEREBY STIPULATED by and between the Plaintiff United
20 States of America and the Defendant Rodney Butler, by and through
21 their respective attorneys, that the evidentiary hearing in the above-
22 entitled matter presently scheduled for August 9, 2005, at 11:00 a.m.,
23 be postponed to September 27, 2005, at 11:00 a.m..

24 The parties have recently agreed to a set of stipulated facts
25 pertinent to the defendant's standing. Therefore the evidentiary
26 hearing is not necessary but the defendant would like an opportunity
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1 to file a brief with this Court setting forth his legal interpretation
2 of the facts as they pertain to his legal standing.

3 Dated: August 3, 2005


____s/ Mary L. Grad____
Mary L. Grad
Attorney for Plaintiff
United States of America

7 Dated: August 3, 2005

____s/ David M. Dudley____
David M. Dudley
Attorney for Defendant Butler

10 SO ORDERED,

11 Dated: August 11, 2005



MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE